

Attorneys for Plaintiffs and Counterdefendants
Mai Christina Pham, John Pham, Mai Nguyen, Hung Perry
Nguyen, Joyce Freeman, and Christopher Hake

In re)	Case No. C 08-00201 JW
)	
COMMUNITY LENDING, INCORPORATED, a)	Chapter 11
California corporation,)	
)	Honorable James Ware
Debtor.)	
)	Bankruptcy Case No. 08-50030 (MM)
)	
MAI CHRISTINA PHAM, JOHN PHAM, MAI)	Adv. Proc. No. 08-05006
NGUYEN, HUNG PERRY NGUYEN, and)	
JOYCE FREEMAN,)	DECLARATION OF HUNG PERRY
)	NGUYEN IN SUPPORT OF
Plaintiffs,)	PLAINTIFFS' AND
)	COUNTERDEFENDANTS' MOTION
vs.)	FOR SUMMARY JUDGMENT
)	
COMMUNITY LENDING, INCORPORATED, a)	Date: September 22, 2008
California corporation, and Does 1 through 10,)	Time: 9:00 a.m.
inclusive,)	Courtroom: 8, 4th Floor
)	
Defendants.)	

Date: September 22, 2008
Time: 9:00 a.m.
Courtroom: 8, 4th Floor

1 I, Hung Perry Nguyen, declare:

2 1. I am one of the plaintiffs in this case. I have personal knowledge of the facts stated
3 below, and if called as a witness, I could and would testify competently thereto.

4 2. I am a former employee of Defendant ComUnity Lending, Inc. ("Defendant") and
5 former member of Defendant's Non-Qualified Deferred Compensation Plan ("Plan").

6 3. My Plan benefits are comprised entirely of salary that I earned and then deferred and
7 the interest thereon.

8 4. When the Plan terminated, my account had an aggregate balance of \$214,441.68.

9 5. By no later than September 17, 2007, IBT, the Plan's trustee, had distributed my
10 Plan benefits directly to the Company instead of to me. The Company has refused to return my
11 Plan benefits.

12
13 I swear under penalty of perjury under the laws of the United States and California that the
14 foregoing is true.

15
16 Dated this 9th of June, 2008

/s/
Hung Perry Nguyen

1 I, Hung Perry Nguyen, declare:

2 1. I am one of the plaintiffs in this case. I have personal knowledge of the facts stated
3 below, and if called as a witness, I could and would testify competently thereto.

4 2. I am a former employee of Defendant ComUnity Lending, Inc. ("Defendant") and
5 former member of Defendant's Non-Qualified Deferred Compensation Plan ("Plan").

6 3. My Plan benefits are comprised entirely of salary that I earned and then deferred and
7 the interest thereon.

8 4. When the Plan terminated, my account had an aggregate balance of \$214,441.68.

9 5. By no later than September 17, 2007, IBT, the Plan's trustee, had distributed my
10 Plan benefits directly to the Company instead of to me. The Company has refused to return my
11 Plan benefits.

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14 foregoing is true.

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16 Dated this 9th of June, 2008


Hung Perry Nguyen